

**Federal Defenders**  
**OF NEW YORK, INC .**

Southern District  
81 Main Street, Suite 300  
White Plains, N.Y. 10601-4150  
Tel: (914) 428-7124 Fax: (914) 948-5109

David E. Patton  
*Executive Director  
and Attorney-in-Chief*

*Southern District of New York  
Jennifer L. Brown  
Attorney-in-Charge*

March 13, 2023

The Honorable Nelson S. Román  
United States District Court Judge  
Southern District of New York  
United States Courthouse  
300 Quarropas Street  
White Plains, New York 10601

Re: **United States v. David Zayas**  
**22 CR 178 (NSR)**

Dear Honorable Román:

I am writing to ask that the hearings scheduled for March 14, 2023 be postponed. As Your Honor is probably aware, Westchester is expected to experience heavy snow tonight. Moreover, Mr. Zayas lives in Webster, Massachusetts, which, according to weather.com, is subject to a “Winter Storm Warning” due to an overnight forecast of between 6 and 12 inches of snow. Under these circumstances, I worry that Mr. Zayas will have difficulty travelling to White Plains, which is why I ask for a short adjournment. My understanding from speaking to Your Honor’s Courtroom Deputy is that the Court has availability on March 22, 2023 at 10:30am. As such, I ask that the hearings be postponed accordingly. I have communicated with AUSA Josiah Pertz and he does not object to this request.

Thank you for your consideration of this request.

Sincerely,

/s/

Benjamin Gold  
Assistant Federal Defender

cc: AUSA Timothy Joisha Pertz